Alberta
ENVIRONMENT

ENFORCEMENT OF THE

ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT

And

WATER ACT

1 Jul 2006 - 30 Sep 2006

October 2006
Regional Services
Alberta Environment

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Enforcement Actions

1 Jul 2006 - 30 Sep 2006

Company/Individual	*Municipality / LLD*	*Decision Date/ Penalty*	*Act/ Regulation*	*Comments / Disposition*
Administrative Penalties				
Cargill Limited	MD of Foothills NW-19-19-28-W4	10-Jul-06 Assessed: $5,500.00	AEPEA(R) 227(e)	The Company operates a beef processing facility pursuant to an Approval. It contravened its Approval by failing to meet the maximum daily ammonia approval limit for releases from the Industrial Wastewater Treatment Facility to the Frank Lake Pipeline, failing to meet the maximum daily average limit for 5-day Biological Oxygen Demand for releases from the Industrial Wastewater Treatment Facility to the Frank Lake Pipeline; and the unauthorized storage of inedible material outside of the inedible rendering building in containers that were not completely sealed. Paid 15 August 2006.
Hopewell Development Corporation	Calgary Plan 0210817, Block 10, Lot 4	10-Jul-06 Assessed: $1,500.00	AEPEA(R) 192/96 11(2)(a)	The Company stored hazardous wastes in a manner that did not comply with the hazardous waste storage requirements, specifically that there was no secondary containment and access tot he hazardous wastes was not secured from entry by unauthorized persons. Paid 28 July 2006.
Burlington Resources Canada Ltd.	Saddle Hills County 22-81-11-W5	27-Jul-06 Assessed: $3,000.00	AEPEA(R) 227(e)	The Company operates the Bonanza sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2004 Annual Summary and Evaluation Report late, and failing to immediately report by telephone any contravention of the terms and conditions of the Approval. Paid 11 September 2006.
La Crete Sawmills Ltd.	MD of MacKenzie 26-105-15-W5	27-Jul-06 Assessed: $4,500.00	AEPEA(R) 227(e)	The Company operates the La Crete sawmill pursuant to an Approval. It contravened its Approval by submitting the 2004 Annual Summary and Evaluation Report late; submitting the 2004 Biomass Energy System Stack Survey Report late; and failing to immediately report by telephone the contravention of a term of the Approval.
Canadian Natural Resources Limited	MD of Clear Hills 11-88-13-W6 MD of Greenview 26-67-5-W6 11-60-3-W6	04-Aug-06 Assessed: $5,500.00	AEPEA(R) 227(e)	The Company operates the Clearhills sour gas plant, Gold Creek sour gas plant, Ante Creek sour gas plant, Resthaven sour gas plant, and the Grimshaw sour gas plant pursuant to Approvals. Each Approval was contravened by submitting the 2004 Annual Industrial Wastewater and Runoff Report late. Paid 22 August 2006.

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Administrative Penalties				
	MD of Peace 23-83-23-W5 18-65-23-W5			

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Enforcement Orders				
Cristallo Engineering Technologies Inc. & Cristallo Holdings Inc.	Beiseker Plan 4126HJ, Block D	31-Jul-06	AEPEA(R) 210(1)	Cristallo Holdings Inc. is the owner of the Beiseker Waste Treatment plant, a biomedical waste incinerator. The plant is operated pursuant to an Alberta Environmental approval issued to Cristallo Engineering Technologies Inc. There are a number of contraventions that identify non-compliance with the Approval conditions. The parties shall immediately comply with each and every term and condition set out in the Approval. In addition, the parties shall immediately comply with the additional requirements: the plant shall be operated at or below 50% of its nominal capacity of 710 kilograms of waste per hour; the plant shall be operated at full capacity only if the plant is undergoing a Stack Survey Test for compliance purposes under the Approval or if the plant is inspected or monitored by a third party for expert advise in connection to any upgrades or modifications or for the submission of an approval renewal by a third party; submit a weekly report; no more than 50 tonnes of waste shall be stored; conduct a full stack survey test under nominal capacity of 710 kilograms of waste per hour and provide notice to the Director at least two weeks prior to any stack surveys being conducted; submit the results of the stack survey; submit a Particulate Matter Monitoring Plan; have two continuous Particulate Matter monitors available and operational for the implementation of the Particulate Matter Monitoring Plan; submit a monthly report on the Particulate Matter monitoring ; and provide written status reports every month. Notice of Appeal received 8 August 2006 by the Environmental Appeal Board.
Alberta Agri Ethanol Co. Ltd.	County of Two Hills 4-55-11-W4	28-Sep-06	WA 36(1) 142(1)(h)	The County issued a development permit, to the Company, for the construction of a feedlot, mill and ethanol distillation complex. Alberta Environment ["AENV"] revealed that at least three dugouts had been constructed on the lands and were positioned so that water collecting in each dugout would spill from one to another. AENV advised the Company, it was required to carryout remediation to restore the natural flow of water in the watercourse. The Company indicated that it had no intention of carrying out the required work in the time limits prescribed. An Approval has not been issued by AENV for the construction of the ridges or the construction of each of the dugouts on the lands. This construction alters, may alter or may become capable of altering the flow and level of water in the

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Enforcement Orders				
				watercourse, and may prevent water from flowing in the natural watercourse to adjacent lands. The Company shall submit and implement a Remediation Plan; and submit a final written report.

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Environmental Protection Orders				
Big Valley Energy Corporation	County of Camrose 24-48-21-W4 19-48-20-W4 7-48-20-W4	10-Jul-06	AEPEA(R) 140	The Company was licenced or otherwise authorized by the Alberta Energy and Utilities Board to operate the facilities on the lands. Alberta Environment ["AENV"] has not issued reclamation certificates for the sites. AENV is of the opinion that work is necessary in order to conserve and reclaim the sites. The Company shall submit and implement a plan for the conservation and reclamation of the sites; and apply for a reclamation certificate for the sites once it has met the criteria.
Met Developments Inc. & Frigon, Luke	Strathcona County Plan 2439TR, Block C&D	10-Jul-06	AEPEA(R) 113	The Company was transporting material comprised of various soils and refuse to Mr. Frigon's, which he had volunteered to accept from the Company to construct a berm for use as a sound barrier along the west perimeter of his property. Mr. Frigon stated that the material being deposited on his property was dry refuse. It was confirmed that the material being deposited on the site came from the landfill. The material had been deposited into a wetland, which is an "activity" that requires prior approval under the Water Act, and Mr. Frigon had no approval to carry out this activity. Strathcona County issued a Stop Work Order to Mr. Frigon due to the fact that no development permit was issued to Mr. Frigon for the berm construction work. Environmental Assessment Reports showed that samples from at least 7 bore holes within the landfill area had metals and hydrocarbon contaminants that exceeded the Canadian Council of Ministers of the Environment ["CCME"] 2002 Guidelines for Industrial Land Use. These reports further stated that if these materials at the landfill stayed dry, then little environmental impact could be expected, however there is a potential for leaching if the material were saturated or near-saturated. Alberta Environment ["AENV"] is of the opinion that due to the substances contained in the material on the site, a release of a substance into the environment may occur, is occurring or has occurred and the release may cause, is causing or has caused an adverse effect. The parties shall submit a written Remediation Plan; submit written Progress Reports; submit independent confirmation from a qualified environmental consultant that the soil and groundwater on and under the site meets the CCME; make detailed records of where the material removed from the site is taken and submit the records to AENV upon completion of the work.

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Environmental Protection Orders				
				Notice of Appeal received by the Alberta Environmental Appeal Board 17 July 2006.

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Prosecutions				
Imperial Oil Limited and McColl-Frontenac Petroleum Inc. carrying on business as the Partnership of Imperial Oil.		21-Sep-06 Penalty: $200,000.00	AEPEA(R) 227(e)	Count 4: Co-accused "Imperial Oil Limited" On or about the 19th day of February, 2004, at or near Fort Saskatchewan, in the Province of Alberta, did contravene a term or condition of an approval, to wit: section 4.2.4 of approval 10192-01-00, which provides: The approval holder shall manage industrial wastewater as described in the application, or as otherwise authorized by the Director, contrary to section 227(e) of the Environmental Protection and Enhancement Act. The Partnership pled guilty 21 September 2006 and was sentenced to a fine of $20,000 and creative sentencing orders totaling $180,000 in favor of the Wildlife Rehabilitation Society of Edmonton, Alberta Ecotrust, and RiverWatch Science.

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		Tickets		

No Activity

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Warning Letters				
Ainsworth Lumber Co. Ltd.	MD of Greenview 6-70-5-W6	10-Jul-06	AEPEA(R) 227(e)	The Company commenced the construction of the pilings and foundation and expansion of the warehouse prior to the expiration of the notification period of fourteen days.
G.D..W Contracting Ltd.	Grimshaw Plan 8222345, Block 21, Lot 3	10-Jul-06	AEPEA(R) 61	The Company burned prohibited debris, which included a gutter, a metal barrel, and plastic or aluminum siding, without the proper authorization.
Newalta Corporation	Calgary Plan 0210817, Block 10, Lot 4	10-Jul-06	AEPEA(R) 192/96 11(2)(a)	The Company stored hazardous wastes in a manner that did not comply with the hazardous waste storage requirements, specifically that there was no secondary containment and access tot he hazardous wastes was not secured from entry by unauthorized persons.
ICEC Commodities Export Ltd.	MD of Rocky View NE-14-28-1-W5	12-Jul-06	AEPEA(R) 112 110(1)(a)	The Company failed to immediately report the release of a substance (approximately 300L of diesel fuel) to the environment, and failed to immediately take remedial action.
McArthur, Henry	Kneehill County NW-28-33-24-W4	12-Jul-06	WA 36(1)	Mr. McArthur constructed a works in a water body without an approval.
Earth Tech (Canada) Inc.	MD of Big Lakes 6-67-8-W5	13-Jul-06	AEPEA(R) 227(e)	The Company operates the Swan Hills Treatment Centre pursuant to an Approval. It contravened its Approval by failing to take and record the FBC incinerator operating conditions and the amount of each waste stream being fed into the incinerator.
Mastco Derrick Services Ltd.	Leduc County 5-51-24-W4	17-Jul-06	AEPEA(R) 61	The Company burned prohibited waste, Urethane, in an open fire without an approval or registration.
Talisman Energy Inc.	Birch Hills County 31-78-2-W6	17-Jul-06	AEPEA(R) 137(1)(b)	The Company failed to reclaim the specified land in accordance with the Reclamation Criteria For Wellsites And Associated Facilities (1995). It failed to reclaim specified land by not reseeding re-contoured lease areas prior to

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				submitting an application for a reclamation certificate; a fence was left in place without a landowner release; and landscape reclamation criteria, when subsidence was noted in the area of the previous sump.
Kraft, Ken	Mountain View County 26-32-26-W4	28-Jul-06	AEPEA(R) 24/97 5(1)	Mr. Kraft applied a herbicide, MCPA (an active ingredient in the Prestige/Achieve mix) that drifted onto neighboring property.
Lansdowne Equity Ventures Ltd.	Medicine Hat SE-18-12-5-W4	03-Aug-06	AEPEA(R) 227(e)	The Company operates a Class I wastewater treatment plant, a Class I wastewater collection system and a storm drainage system for the Southridge Estates Mobile Home Park. It contravened its Approval when it had a runoff of effluent, being treated wastewater, from the site to an irrigation canal which led off site.
Oberholtzer, Clark operating as Air Alta Applicators	Vulcan County 27-20-25-W4	03-Aug-06	AEPEA(R) 24/97 5(1)	Mr. Oberholtzer applied a insecticide, Lorsban 4E, by air in a manner during adverse wind conditions, which caused an adverse effect to the health of a neighboring resident.
R & D Moulton Holdings Ltd.	County of Lethbridge SW-32-7-21-W4	03-Aug-06	AEPEA(R) 24/97 5(1)	The Company applied a herbicide, Sundance and Mextrol 400 M, which resulted in damage to adjacent crops.
Westlock County	Westlock County NE-33-58-25-W4 SE-6-61-26-W4 NW-24-57-27-W4 SW-26-57-27-W4 NE-15-63-27-W4 SE-24-63-1-W5 Plan 6887CE, Block 4, Lot 1	14-Aug-06	AEPEA(R) 227(e)	The County operates the Hamlet of Busby Potable Water Distribution System pursuant to an Approval. It contravened this Approval by failing to sample the parameters concerning the annual grab sample, failing to collect 4 samples per month for bacteriological examination and failing to immediately report the approval contraventions. The County operates the Hamlet of Busby Wastewater Treatment Plant pursuant to an approval. It contravened this Approval by failing to sample during the discharge of treated wastewater and failing to immediately report the approval contraventions. The County operates the Hamlet of Fawcett Water Treatment Facility pursuant to an Approval. It contravened this Approval

Warning Letters

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	SE-19-64-1-W5 Plan 880HW, Block 9, Lot 2-4 NE-16-64-1-W5			by failing to sample the parameters for the annual grab. The County operates the Hamlet of Fawcett Wastewater Treatment Facility pursuant to an Approval. It contravened this Approval by failing to sample during the discharge of treated wastewater and failing to immediately report the approval contravention. The County operates the Hamlet of Jarvie Waterworks System pursuant to an Approval. It contravened this Approval by failing to sample the parameters for the annual grab sample, and failing to take the required 1 grab sample for manganese every three months from both raw water prior to any chemical addition and treated water entering the distribution system. The County operates the Hamlet of Jarvie Class I Wastewater Treatment Plant pursuant to an Approval. It contravened this Approval by failing to sample during the discharge of treated wastewater and failing to immediately report the approval contravention. The County operates the Hamlet of Pibroch Waterworks System pursuant to an Approval. It contravened this Approval by failing to sample the parameters set out concerning the annual grab sample and failing to collect 4 samples per month for bacteriological examination. The County operates the Hamlet of Pibroch Wastewater System pursuant to an Approval. It contravened this Approval by failing to sample during the discharge of treated wastewater and failing to immediately report the approval contravention. The County operates the Hamlet of Pickardville Water Distribution System pursuant to an Approval. It contravened this Approval by failing to sample the parameters for the annual grab sample. The County operates the Hamlet of Vimy Water Distribution System pursuant to an Approval. It contravened this Approval by failing to monitor combined chlorine residual of treated water, failing to sample the parameters concerning the annual grab sample; failing to collect 4 samples per month for bacteriological examination, and failing to immediately report the approval contraventions.
Torgrimson, Todd	Wheatland County SE-8-29-26-W4 NE-5-24-26-W4	17-Aug-06	AEPEA(R) 24/97 5(1)	Mr. Torgrimson applied a pesticide spray that drifted onto neighboring property during an application of glyphosate "Roundup", flucarbazone-sodium "Everest", and MCPA, Mecoprop and Dicamba "Target" which caused an adverse effect by damaging vegetation on non-target lands.

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Warning Letters				
Harder's Trucking Ltd.	Kneehill County NW-32-32-26-W4	21-Aug-06	WA 49(1)	The Company diverted water without the proper authorization.
Seifert, James	Wheatland County NW-8-25-24-W4	21-Aug-06	AEPEA(R) 163(1)(a)	Mr. Seifert used a pesticide, Farview Gopher COP R.T.U.W., Registration No. 277758, in a manner other than that proved for by the label directions, by failing to confine the bait to the burrow and by sprinkling the bait on the soil surface.
Stockwood, Herbert	MD of Rocky View Plan 0011397, Block 6, Lot 9	28-Aug-06	WA 49(1) 36(1)	Mr. Stockwood conducted an activity, infilling a water body, without an approval, and diverted water from the water body without a licence from Alberta Environment.
Caribou Resources Corp.	MD of MacKenzie 17-122-20-W5	29-Aug-06	AEPEA(R) 227(e)	The Company operates the Steen River sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Industrial Wastewater and Runoff Report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Compton Petroleum Corporation	Clear Hills 21-87-9-W6	29-Aug-06	AEPEA(R) 227(e)	The Company operates the Worsley sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Summary and Evaluation Report late; submitting the 2005 Annual Industrial Wastewater and Runoff Report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Compton Petroleum Corporation	Clear Hills 13-83-5-W6	29-Aug-06	AEPEA(R) 227(e)	The Company operates the Clayhurst sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Summary and Evaluation Report late; submitting the 2005 Annual Industrial Wastewater and Runoff Report late; submitting the June 2005 monthly air report late; submitting the April 2006 monthly air report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.

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Warning Letters				
Petro-Canada	MD of Rocky View 34-24-4-W5	05-Sep-06	AEPEA(R) 61 181	The Company improperly irrigated a wastewater lagoon effluent. Leaks from the irrigation pipe resulted in effluent entering a water body located on the field being irrigated. In addition, the Company did not have a registration under the Code of Practice for Wastewater Systems using a Wastewater Lagoon for the site. Offsite irrigation of the wastewater required a registration under the Code.
Maxim Power Corp.	County of Lethbridge 5-10-19-W4	19-Sep-06	AEPEA(R) 227(e)	The Company operates the Coaldale thermal electric power plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Air Emissions Report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Maxim Power Corp.	County of Forty Mile 14-10-12-W4	19-Sep-06	AEPEA(R) 227(e)	The Company operates the Burdett thermal electric power plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Air Emissions Report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Maxim Power Corp.	MD of Taber 14-10-16-W4	19-Sep-06	AEPEA(R) 227(e)	The Company operates the Taber thermal electric power plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Air Emissions Report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Maxim Power Corp.	MD of Willow Creek 30-9-25-W4	19-Sep-06	AEPEA(R) 227(e)	The Company operates the Fort Macleod thermal electric power plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Air Emissions Report late; and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Vault Energy Inc.	County of Lethbridge 13-12-22-W4	19-Sep-06	AEPEA(R) 227(e)	The Company operates the Keho sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Summary and Evaluation Report late; submitting the 2005 Annual Industrial Wastewater and Runoff Report late; submitting the May 2006 monthly air report late; and failing to immediately report by telephone any contravention of the terms and conditions

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Warning Letters				
				of the Approval.
Ace-Rainbow Salvage Ltd.	Calgary SE-11-24-1-W5	20-Sep-06	AEPEA(R) 227(e)	The Company operates the ACE Salvage Waste Management facility pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Summary and Evaluation Report late, and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Canetic Resources Inc.	Parkland County 2-53-26-W4	20-Sep-06	AEPEA(R) 227(e)	The Company operates the Acheson sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Summary and Evaluation Report late and failing to immediately report by telephone any contravention of the terms and conditions of the Approval.
Midnight Oil Exploration Ltd.	MD of Opportunity 23-88-8-W5	25-Sep-06	AEPEA(R) 227(e)	The Company operates the Red Earth sour gas plant pursuant to an Approval. It contravened its Approval by submitting the 2005 Annual Summary and Evaluation Report late; submitting the June 2006 monthly air report late; and failing to submit the 2005 Manual Stack Survey.

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Water Management Orders

No Activity